

DANIEL B. HEIDTKE (SBN 12975)
DUANE MORRIS LLP
100 N. City Parkway, Suite 1560
Las Vegas, NV 89106
Telephone: 702.868.2600
Facsimile: 702.868.2601
E-Mail: dbheidtke@duanemorris.com

Attorneys for Defendant
Brown & Brown of Colorado, Inc.

UNITED STATES DISTRICT COURT
DISTRICT OF NEVADA

JKG FITNESS, INC.,

Plaintiff,

v.

BROWN & BROWN OF COLORADO,
INC., a Colorado Corporation; FITNESS
INSURANCE, a division of BROWN &
BROWN OF COLORADO INC., a Colorado
Corporation; DOES I through X, inclusive;
and ROE CORPORATIONS I through X,
inclusive,

Defendants.

Civil Action No.: 2:23-cv-01800-JAD-VCF

STIPULATION AND ~~PROPOSED~~
ORDER FOR EXTENSION OF TIME
FOR DEFENDANT BROWN & BROWN
OF COLORADO, INC. TO RESPOND TO
PLAINTIFF'S COMPLAINT

(FIRST REQUEST)

Plaintiff JKG Fitness, Inc. ("JKG") and Defendant Brown & Brown of Colorado, Inc. ("B&B"),
by and through their respective counsel of record, and pursuant to Local Rules IA 6-1 and 6-2, and
Federal Rules of Civil Procedure ("FRCP") Rule 6, hereby stipulate and agree as follows:

WHEREAS, JKG filed its complaint on October 6, 2023 (the "Complaint");

WHEREAS, JKG served the Complaint on October 13, 2023;

WHEREAS, B&B filed its Notice of Removal on November 3, 2023, which renders November
10, 2023, as B&B's deadline to respond, pursuant to FRCP 81(c)(2)(C);

WHEREAS, B&B has requested, and JKG has agreed to, an extension of time to file an answer
or otherwise respond to the Complaint;

WHEREAS, JKG and B&B have agreed that B&B may file its answer or otherwise respond to

1 the Complaint on or before **Friday, December 8, 2023**;

2 WHEREAS, JKG and B&B agree that the brief extension from November 10, 2023, to
3 December 8, 2023, will not materially impact this matter, but will instead allow B&B the requisite
4 time to obtain the documents and information necessary to substantively respond to the Complaint;

5 WHEREAS, FRCP Rule 6(b) requires the Court, for good cause showing, to approve an
6 extension of time for Defendant to file an answer, and therefore JKG and B&B collectively request
7 the Court approve the stipulation, and HEREBY STIPULATE AND AGREE as set forth below:

- 8 a. This is the Parties' first stipulation for an extension of time to answer the Complaint;
9 b. The Parties stipulate and agree that the deadline for B&B to file an answer or otherwise
10 respond to the Complaint shall be extended to **December 8, 2023**; and
11 c. This stipulation is made in good faith and not made for purposes of delay.

12 IT IS SO STIPULATED.

13
14 MAIER GUTIERREZ & ASSOCIATES

DUANE MORRIS LLP

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16 By: /s/ JP Hendricks
Jean Paul Hendricks

By: /s/ Daniel B. Heidtke
Daniel B. Heidtke (SBN 12975)

17 Attorneys for Plaintiff

Attorneys for Defendant
Brown & Brown of Colorado, Inc.

18
19 **IT IS SO ORDERED:**

20 

21 UNITED STATES MAGISTRATE JUDGE

22 DATED: 11-9-2023